IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.373 OF 2006

Murarraod M. Ghorpade (since deceased) .
though Parvatidevi M. Ghorpade ....Appellant
V/s.
Vijaysinha M. Ghorpade & Ors. ....Respondents

Mr.A.Y. Sakhare, Senior Consel i/b YKS Legal for the Appellant.

CORAM : S.J. VAZIFDAR, J.
DATED : 21ST AUGUST, 2007.

P.C. :

1. No questions of law arises in this Second Appeal. Both the Courts below have on an appreciation of the entire evidence come to the conclusion that there was a partition. In the circumstances, Defendant No.1 was entitled to sell the property to Defendant Nos.2 to 4. Accordingly the Appellant/Plaintiff would have no pre-emptive right in respect of the property. In the circumstances, the Second Appeal is dismissed.